

Amherst City Council was brought to order in a Regular Session with President Wasilk opening the meeting at 7:00 P. M. Also present in Council Chambers were Ms. Harmych, Mr. Wachholz, Mr. Nahorn, Mr. Janik, Mr. Heberling, Mr. Winiarski, Mr. Dembinski, Treasurer Ramsey, Mayor Costilow, Law Director Pecora, and Auditor Phillips. Mr. Jeffreys had letter on file and was excused per a motion by Mr. Dembinski and second by Mr. Wachholz. Voice vote 7-0 to excuse.

The prayer was invoked by Chaplain Janik, followed by the Pledge to the Flag led by Sgt. At Arms Dembinski.

Consent Agenda: The Clerk read the Consent Agenda: Mr. Heberling motioned to accept the Consent Agenda as read. Seconded by Mr. Janik. Voice vote 7-0 to accept the Consent Agenda as read.

Acknowledgement of the Public pertaining to items on the Agenda: There was no one speaking.

#### **ORDINANCES AND RESOLUTIONS FIRST READING:**

- (a) An Ordinance amending Chapter 192 of the Codified Ordinances of the City of Amherst, Ohio to align with Chapter 718 of the Ohio Revised Code (A-24-02)

Mr. Dembinski motioned to pass this on to its second reading. Seconded by Mr. Wachholz. Mr. Winiarski questioned Section 192.04. He read how it was written originally. Mr. Ramsey said he would check into this and advise Council. Roll call vote 7-0 to pass to second.

- (b) A Resolution for ACH and Electronic Transactions (A-24-02)

Mr. Dembinski motioned to pass this on to its second reading. Seconded by Mr. Wachholz. Roll call vote 7-0 to pass to second.

- (c) An Ordinance allowing ODOT to perform work along SR 2 in the City of Amherst at no cost to the City; and declaring an emergency. (A-23-04)

Mayor Costilow asked for suspension of rules as this was requested last year by ODOT and this work needs to be done as soon as possible. Mr. Dembinski motioned to suspend all Council rules so that this may be passed in it's first reading. Seconded by Mr. Heberling. Roll call vote 7-0 to suspend rules. Mr. Janik motioned to adopt. Seconded by Mr. Nahorn. Roll call vote 7-0 to adopt. Becomes 0-24-01.

#### **ORDINANCES AND RESOLUTIONS SECOND READING: NONE**

#### **ORDINANCES AND RESOLUTIONS THIRD READING: NONE**

Miscellaneous and acknowledgement of the public: There was no one speaking.

Agenda requests and committee meeting schedules:

A-24-05 Utility Ordinance amending Amherst Codified Ordinances Chapter 913.02

Regarding Rental rates; emergency

A-24-06 Streets Ordinance allowing ODOT to perform bridge maintenance on SR 2

at no cost to the City; emergency

A-24-07 Bld. and Lands Authorize Mayor to enter into real estate agreement to

purchase property at 350 Tenney Avenue at a cost of \$70,000; plus closing cost as is reasonably customary

A-24-08 Finance Increase appropriations for Planning Commission Capital Outlay

A-24-09 Finance Contract for professional services with Bramhall Engineering and

surveying related to the 2024 Road Rehabilitation program; emergency

A-24-10 Appropriate remaining balance of the OPWC State Issue 1, Round 37

professional service for Bramhall Engineering and Surveying.

A-24-11 2022 Sidewalk Program Individual Property Assessment Removal

Utility – February 5, 2024 at 7:00 p.m. A-24-05

Streets – February 5, 2024 at 7:10 p.m. A-24-06, A-24-11

Bld & Lands February 5, 2024 at 7:15 p.m. A-. A-24-07

Finance - February 5, 7:20 p.m. A-24-08, A-24-10

Reports of the Administration:

Auditor Phillips: Their office is working on W-2 forms and working with the Mayor preparing the 2024 Budget. The December 2023 report had been distributed.

Treasurer Ramsey. The December 2023 report was distributed.

Law Director Pecora: No report

Mayor Costilow: Reported that we just received another request from ODOT such as the one we adopted this evening. He spoke to the self-contractors working in the public right of ways, mostly fiber optic work. They all have the right of way use agreements. They are in contact with homeowners if they suspect sprinkler systems. If there is any damage to yards, they can contact our office if they can't reach the company. He spoke to the Quarry Creek Subdivision and noted that there will be a public hearing on this on February 15, 2024. This will be the first test of the ordinance council passed about public notices. Notifications will be sent to the neighbors that abut or are contiguous to that property. Then it will be in front of Council for the final approval for that PUD district. He will get that packet to Council as soon as he can. He spoke to the planned power outage for this coming Sunday morning at 7:30 a. m. This will affect all the residents and businesses in the City. He explained further of the changeover. The outage is necessary to safely energize the Woodings Substation and complete the interconnection to American Transmission System, Inc.'s (ATSI) existing Beaver-Black River 138-kilovolt (kV) transmission line. The outage is part of an expansion project to increase reliability to Amherst electric customers. The expansion of the Amherst #2 Substation, renamed the Woodings Substation, includes the addition of a 138-kV transformer and is part of a project to enhance the electrical efficiency, reliability and flexibility for all of Amherst's residents and businesses. He answered questions posed by Council.

Mr. Heberling motioned to accept the reports of the administration. Seconded by Mr. Nahorn. Voice vote 7-0 to accept the Reports of the Administration.

Acknowledgement of the receipt of December 2023 monthly Auditor and Treasurer reports

Mr. Heberling motioned to acknowledge the receipt of the December 2023 Auditor and Treasurer reports. Seconded by Mr. Nahorn. Voice vote 7-0 to acknowledge the receipt of the reports.

Mr. Heberling motioned to adjourn, seconded by Mr. Wachholz. Voice vote 7-0 to adjourn.

The meeting adjourned at 7:20 p.m.

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Olga Sivinski, Clerk of Council

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Jennifer Wasilk, President of Council